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3-26-04 AF
JL2700

Response Under 37 C.F.R. § 1.116
Expedited Procedure
Examining Group 2615
PATENT
ATTORNEY DOCKET NO.: 041465-5210

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*ABK
3/26/04
Entered
3/30/04*

In re Application of:)	
Katsuyoshi HAYASHI et al.)	Confirmation No.: 7194
Application No.: 09/315,980)	Group Art Unit: 2615
Filed: May 21, 1999)	Examiner: T. Tran
For: RECORDING MEDIUM ON WHICH)	
NAVIGATION INFORMATION IS)	
RECORDED AND INFORMATION)	
REPRODUCING APPARATUS)	
THEREFOR)	

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop AF
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

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MAR 05 2004

Technology Center 2600

Sir:

AMENDMENT UNDER 37 C.F.R. § 1.116 TRANSMITTAL FORM

1. Transmitted herewith is an Amendment in response to the Final Office Action dated October 3, 2003.
2. Additional papers enclosed.

<input type="checkbox"/> Change of Attorney Docket Number	09315980
<input type="checkbox"/> Request for Approval of Drawing Change to Figures 1 and 4	00000001 500310
<input type="checkbox"/> Information Disclosure Statement	
<input type="checkbox"/> Form PTO-1449, 1 reference included	
<input type="checkbox"/> Citations	
<input type="checkbox"/> Declaration of Biological Deposit	
<input type="checkbox"/> Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.	420.00 BA

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Applicants petition for an extension of time, the fees for which are set out in 37 CFR 1.17(a)-(d), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input checked="" type="checkbox"/> two months	\$ 420.00	\$210.00
<input type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00

If an additional extension of time is required, please consider this a Petition therefor.

An extension for ___ months has already been secured and the fee paid therefor of \$ ___ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	17	Minus	20	0	x \$18.00 each=	+ \$ 0.00
Independent Claims (37 C.F.R. §1.16(b))	4	Minus	4	0	x \$84.00 each=	+ \$ 0.00
[] First presentation of Multiple dependent claim(s)					\$280.00	+ \$
						SUB-TOTAL = \$ 0.00
						Reduction by 1/2 for filing by a small entity - \$
						TOTAL FEE = \$ 0.00

6. Fee Payment

[] No fee is to be paid at this time.

[X] Please charge our Deposit Account No. 50-0310 in the amount of \$420.00 for the two-month extension of time fee.

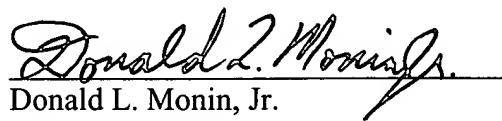
[X] The Commissioner is hereby authorized to charge any additional fees including fees due under 37 CFR §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: March 3, 2004

By:


Donald L. Monin, Jr.
Reg. No. 47,256

CUSTOMER NO.: 009629

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